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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,)
9 Plaintiff,)
10 v.) 2:11-CR-312-MMD-(PAL)
11 ANIL (“ANDY”) MATHUR,)
12 Defendant.)

13 **PRELIMINARY ORDER OF FORFEITURE**

14 This Court finds that on January 8, 2013, defendant ANIL (“ANDY”) MATHUR pled guilty
15 to Count One of a Nine-Count Criminal Indictment charging him with Offering and Paying
16 Remuneration in violation of Title 42, United States Code, 1320a-7b(b)(2)(A). Criminal Indictment,
17 ECF No. 1; Change of Plea Minutes, ECF No. 131; Plea Agreement, ECF No. 132.

18 This Court finds defendant ANIL (“ANDY”) MATHUR agreed to the forfeiture of the
19 property set forth in the Plea Agreement. Change of Plea Minutes, ECF No. 131; Plea Agreement,
20 ECF No. 132.

21 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of
22 America has shown the requisite nexus between the property agreed to in the Plea Agreement and
23 the offense to which defendant ANIL (“ANDY”) MATHUR pled guilty.

24 The following assets are subject to forfeiture pursuant to Title 18, United States Code,
25 Section 982(a)(7) and Title 21, United States Code, Section 853(p):

26 . . .

- 1 a. \$1,500.00 in United States Currency (kickback/bribe paid by defendant on
2 July 30, 2010);
- 3 b. \$1,500.00 in United States Currency (kickback/bribe paid by the defendant
4 on August 10, 2010);
- 5 c. \$3,000.00 in United States Currency (kickback/bribe paid by the defendant
6 on December 7, 2010); and
- 7 d. an *in personam* criminal forfeiture money judgment of \$14,347.68 in United
8 States Currency (the amount paid by Medicare for services rendered after
9 March 23, 2010) (“property”).

10 This Court finds the United States of America is now entitled to, and should, reduce the
11 aforementioned property to the possession of the United States of America.

12 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
13 United States of America should seize the aforementioned property.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
15 ANIL (“ANDY”) MATHUR in the aforementioned property is forfeited and is vested in the United
16 States of America and shall be safely held by the United States of America until further order of the
17 Court.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
19 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
20 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state
21 the time under the applicable statute when a petition contesting the forfeiture must be filed, and state
22 the name and contact information for the government attorney to be served with the petition,
23 pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be
25 filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
2 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
3 following address at the time of filing:

4 Michael A. Humphreys
Assistant United States Attorney
5 Daniel D. Hollingsworth
Assistant United States Attorney
6 Lloyd D. George United States Courthouse
333 Las Vegas Boulevard South, Suite 5000
7 Las Vegas, Nevada 89101

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
9 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
10 following publication of notice of seizure and intent to administratively forfeit the above-described
11 property.

12 DATED this 11th day of April, 2013.

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15 UNITED STATES DISTRICT JUDGE
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CM/ECF:

/s/Michelle C. Lewis
Michelle C. Lewis
Paralegal Specialist